SINGLE BENCH

C.F.1001 — (3)

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT.PETITION NO. 305 /2006

PETITIONER :- Dr. Rahul Kumar Singh
S/o Shri Sita Ram Singh
Aged about 40 years
Occupation : Trained
Graduate Teacher (Comp.Sc.)
R/o. C/o Shri Surendra Gauraha,
Qr. No. 85/A, Near Shri Bhagwati Hotel,
Raj Kishore Nagar, Bilaspur (C.G.)
Permanent Address - Ramanand Path,
New Balbhadrapur, Laheria Sarai,
Darbhanga-846001.

P.R. No. 3/3/06
Presented by Gr. Mukherjee Advocate
dated 13/3/06

VERSUS

RESPONDENTS :- 1. South Eastern Coalfields Ltd.
Through it's Chairman Cum
Managing Director,
Seepat Road, Bilaspur (C.G.)

2. DAV College Trust And
Management Society,
Chitra Gupta Road,
New Delhi -55
Through it's President.

3. Regional Director/Manager, LMC
DAV Public School, Hudco,
Bhilai, Distt. Durg (C.G.)

4. DAV Public School, SECL,
Vasant Vihar, Seepat Road,
Bilaspur (C.G.)
Through it's Principal/ Secretary, SMC.

Contd ..2..

5. Mr. B. Asoka Kumar, Principal
C/o DAV Public School, SECL, Vasant Vihar, Seepat Road, Bilaspur (C.G.)

6. Regional Director /Manager,
School Managing Committee,
DAV Public Schools, Ranchi Zone,
Bariatu Road, Ranchi-834009
(Jharkhand)

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(103)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION NO.305 OF 2006

Petitioner	:	Dr. Rahul Kumar Singh
	versus	
Respondents	:	South Eastern Coalfields Ltd. and others

Present : Mr. Sharad Kumar Kashyap, counsel for the petitioner.
Mr. Ashish Shrivastava, counsel for respondents No.2 to 5.
None appears for other respondents.

ORDER
(Passed on 4th Day of January, 2007)

The petitioner, who was initially appointed as Trained Graduate Teacher (Computer Science) at D.A.V. School, Bishrampur, District Surguja, and thereafter transferred to D.A.V. Public School, Vasant Vihar, Bilaspur, has filed this petition under Articles 226/227 of the Constitution of India praying mainly that the letter dated 13-1-2006 (Annexure P-7), issued by the Principal, D.A.V. Public School, Vasant Vihar, Bilaspur, is bad. The letter dated 13-1-2006 (Annexure P-7) provides for striking off the name of his daughter, Ku. Sushma Singh from the roll of Class VI of the school on account of non-payment of fees. The petitioner has further prayed for grant of T.A. and D.A. bills

(104)

submitted by him on account of his transfer from D.A.V. Public School, Vasant Vihar, Bilaspur to D.A.V. Public School, Gua, Jharkhand.

2. This Court, by an interim order dated 24-1-2006, directed respondent No.4 not to strike off the name of the daughter of the petitioner, namely, Ku. Sushma Singh, on account of non-payment of the fees and she was further allowed to prosecute her studies till the next date of hearing.

3. Mr. Ashish Shrivastava, learned counsel appearing for respondents No.2 to 5, submits that Ku. Sushma Singh, the daughter of the petitioner, has completed her education in D.A.V. Public School, Vasant Vihar, Bilaspur and on account of transfer of her father, i.e., the petitioner from D.A.V. Public School, Vasant Vihar, Bilaspur to D.A.V. Public School, Gua, Jharkhand, she has opted out of the school. Learned counsel further submits that the T.A. and D.A. amount has already been paid and the petitioner has left Bilaspur and joined D.A.V. Public School, Gua, Jharkhand.

4. In view of the aforestated categorical submission made by learned counsel appearing for respondents No.2 to 5, nothing survives in the matter.

5. The petition is accordingly disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Gopal